

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X

CHRIS NEWMAN

Plaintiff,

-against-

METRO-NORTH COMMUTER RAILROAD  
JONES LANG LaSALLE,

Defendants,

-----X

06-CIV-5622 [DAB]

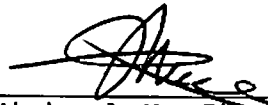
**NOTICE OF MOTION  
FOR DEFAULT JUDGMENT**

**PLEASE TAKE NOTICE**, that upon the annexed affirmation of Michael H. Zhu, Esq, and the exhibits annexed thereto, that on November \_\_, 2007 the undersigned will move this Court before the Honorable Debra A. Batts, at the United States Courthouse for the Southern District of New York, pursuant to Rule 12 and Rule 55 of the Federal Rules of Civil Procedure for an Order granting a default judgment against defendant JONES LANG LaSALLE for failure to Answer or otherwise appear in this matter.

Dated: New York, New York  
November 15, 2007

Respectfully,

Michael H. Zhu, Esq, PC



By: Michael H. Zhu, Esq [MZ7500]  
Attorneys for Plaintiff  
14 Wall Street, 22<sup>nd</sup> Floor  
New York, NY 10005  
(212) 227-2245

TO: Ioana Wenchell, Esq. [IW-4775]  
Metro-North Commuter Railroad  
347 Madison Avenue  
New York, NY 10017

Jones Lang LaSalle  
25 Vanderbilt Avenue  
Hall 1-A  
New York, NY 10017

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK  
-----X  
CHRIS NEWMAN

*Plaintiff*

-against-

METRO-NORTH COMMUTER RAILROAD

AND

JONES LANG LaSALLE

*Defendants.*  
-----X

CIVIL ACTION

07 CIV. 5622 (DAB)

**ATTORNEY AFFIRMATION  
IN SUPPORT OF MOTION  
FOR DEFAULT JUDGMENT**

Michael H. Zhu, an attorney admitted to practice before the United States District Court in the Southern District of New York, affirms under the penalties of perjury, as follows:

1. I am a member of MICHAEL H ZHU, Esq. P.C., co-counsel for plaintiff, Chris Newman. As such, I am familiar with the pleadings and proceedings in this action based on a review of the file maintained in this action.

2. I submitted this Affirmation in support of the instant motion pursuant to Federal Rule of Civil Procedure 55(b)(2) and Local Rule 55.2(b) of the Civil Rules for the Southern District of New York, in support of plaintiff's application for the entry of a default judgment against defendant, Jones Lang LaSalle ("defendant").

3. This is an action to recover damages against defendant for injuries sustained by plaintiff in an accident which occurred on July 17, 2005.

4. Jurisdiction of the subject matter of this action is based on supplemental jurisdiction pursuant to 28 U.S.C. § 1367.

5. This action was commenced on June 14, 2007 by the filing of the Summons and Complaint [**Exhibit A**].

6. A copy of the Summons and Complaint was served on the defendant on June 18, 2007 by personal service on Laura Blainstein by handing her a copy of same. [**Exhibit B**]

7. Proof of service by the Special Process Server was filed on June 26, 2007. [**Exhibit C**]

8. The defendant has not answered the Complaint and the time for the defendant to answer the Complaint has expired.

9. An Affidavit in support of an application for a Certificate of Default pursuant with Local Civil Rule 55.1 was filed with the clerk on November 14, 2007 (**EXHIBIT D**).

10. A proposed default judgment is annexed for the Court's convenience.

**WHEREFORE**, plaintiff requests his Motion for Judgment by Default be GRANTED. A proposed Order is enclosed.

Dated: New York, New York  
November 15, 2007

MICHAEL H. ZHU, ESQUIRE, P.C.

by: 

MICHAEL H. ZHU, ESQUIRE  
Attorney for the Plaintiff  
14 Wall Street Street, 22<sup>nd</sup> Floor  
New York, NY 10005  
212-227-2245  
212-619-4350 (fax)

OF COUNSEL:  
BARISH ♦ ROSENTHAL

RUDOLPH V. DeGEORGE, II, ESQUIRE  
Bell Atlantic Tower  
1717 Arch Street, Suite 4020  
Philadelphia, PA 19103  
215 923-8900/fax 215 351-0593

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

-----x  
CHRIS NEWMAN  
110 Orchard Street  
Mt. Vernon, New York 10552  
*Plaintiff*

CIVIL ACTION

- vs -

07 CIV 5622 (DAB)

METRO-NORTH COMMUTER RAILROAD  
347 Madison Avenue  
New York, NY 10017

AND

**DEFAULT JUDGMENT**

JONES LANG LaSALLE  
25 Vanderbilt Avenue  
Hall 1-A  
New York, New York 10017

*Defendant*  
-----x

This action having commenced on June 14, 2007 by the filing of the Summons and Complaint, and a copy of the Summons and Complaint having been personally served on the defendant, Jones, Lang LaSalle, on June 18, 2007 by Laura Blainstein by handing her a copy of same, and a proof of service having been filed on June 26, 2007 and the defendant not having answered the Complaint, and the time for answering the Complaint having expired, it is

**ORDERED, ADJUDGED and DECREED:** That the plaintiff have judgment against defendant.

Date: New York, New York  
November 14, 2007

\_\_\_\_\_  
Debra A. Batts,  
USDJ

This document was entered on the  
docket on \_\_\_\_\_ .

**EXHIBIT A**

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

CHRIS NEWMAN  
110 Orchard Street  
Mt. Vernon, New York 10552

*Plaintiff*

- vs -

METRO-NORTH COMMUTER  
RAILROAD  
347 Madison Avenue  
New York, NY 10017

AND

JONES LANG LaSALLE  
25 Vanderbilt Avenue  
Hall 1-A  
New York, New York 10017

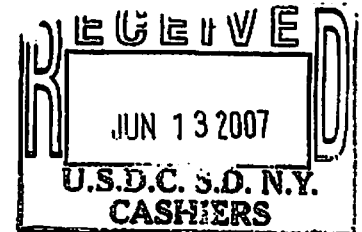
*Defendant*

CIVIL ACTION

JUDGE KRAM

Index No. 07 CIV 5622

COMPLAINT



Plaintiff, Chris Newman claims of the defendant a sum in excess of One Hundred Thousand (\$100,000.00) Dollars in damages, plus costs and disbursements, upon a cause of action whereof the following is a statement:

1. Plaintiff, Chris Newman, is a citizen and resident of Mt. Vernon, New York 10552.
2. Defendant, Metro-North Commuter Railroad, at all times herein mentioned, was a corporation duly organized and existing according to law, engaged and engaging in the business of owning and operating a line and systems of railroads and railroad properties as a common carrier by railroad of goods and passengers for hire in interstate commerce, and transportation in, through and between various and several states of the United States, and doing business and having an office in the City of New York, State of New York.



3. Defendant, Jones Lang LaSalle, is alleged and therefore averred to be a corporation, partnership, and/or other business entity, licenced to transact business in the State of New York, with their regular place of business located therein at 25 Vanderbilt Avenue, Hall 1-A, New York, New York 10017.

4. At all times relevant thereto, defendant, Jones Lang LaSalle was acting as an agent, servant, workmen, contractor, and/or a subcontractor of defendant, Metro-North Commuter Railroad. In the alternative, defendant, Jones Lang LaSalle was acting as an independent contractor of defendant, Metro-North Commuter Railroad.

**COUNT - I**  
**Chris Newman v. Metro North Commuter Railroad**

4. Plaintiff incorporates the aforementioned averments as if fully set forth in length.

5. Plaintiff, at all times mentioned and for sometime prior thereto, was in the employment of the defendant as a mason foreman in its business of interstate commerce and transportation by railroad.

6. This action is brought under the Federal Employers' Liability Act, 45 U.S.C.A., §51-60.

7. On or about July 17, 2005, at Grand Central Terminal, plaintiff was traversing the "D" Hall stairs when he was caused to slip, trip and otherwise fall to the ground by way of the presence of water and/or other liquid substance on the stairs, thereby causing him to suffer severe and serious injuries and damages through the course and scope of his employment with defendant, Metro-North Commuter Railroad.

8. At the said time, defendant, Metro-North Commuter Railroad was guilty of the

following acts of negligence and unlawful conduct which directly and proximately caused the accident and injuries in question:

- a. failure to maintain and repair the premises, specifically the floors and stairs, in a condition which would protect and safeguard persons lawfully upon said premises;
- b. permitting said premises, specifically the floors and stairs, to become and remain defective so as to constitute a menace, danger, nuisance and/or trap to persons lawfully upon said premises;
- c. failure to have the premises, specifically the floors and stairs, inspected at reasonable intervals in order to determine the condition of same;
- d. allowing the presence of water or other liquid and/or other defective conditions to remain on said premises;
- e. failure to warn persons lawfully upon said premises of the dangerous conditions existing thereon;
- f. failure to barricade and/or otherwise post warning signs so as to protect and safeguard plaintiff and other persons lawfully upon said premises;
- g. failure to provide a safe workplace.

9. The injuries in question were caused solely by the negligence of defendant's servants, agents, employees, contractors, subcontractors and/or independent contractors, and were in no way caused by any negligence of plaintiff.

10. As a direct and proximately result of defendant's negligence and unlawful conduct, plaintiff was caused to suffer personal injuries.

WHEREFORE, plaintiff demands judgment against the defendant in an amount in excess of One Hundred Thousand (\$100,000.00) Dollars, plus costs and disbursements incurred herein.

**COUNT -II**  
**Chris Newman v. Jones Lang LaSalle**

11. Plaintiff hereby incorporates the aforementioned averments as if fully set forth in length.

12. At the said time, defendant, Jones Lang LaSalle was guilty of the following acts of negligence and unlawful conduct which directly and proximately caused the accident and injuries in question:

a. failure to maintain and repair the premises, specifically the floors and stairs, in a condition which would protect and safeguard persons lawfully upon said premises;

b. permitting said premises, specifically the floors and stairs, to become and remain defective so as to constitute a menace, danger, nuisance and/or trap to persons lawfully upon said premises;

c. failure to have the premises, specifically the floors and stairs, inspected at reasonable intervals in order to determine the condition of same;

d. allowing the presence of water or other liquid and/or other defective conditions to remain on said premises;

e. failure to warn persons lawfully upon said premises of the dangerous conditions existing thereon;

f. failure to barricade and/or otherwise post warning signs so as to protect and safeguard plaintiff and other persons lawfully upon said premises;

13. The injuries in question were caused solely by the negligence of defendants, its servants, agents and/or employees, and were in no way caused by any negligence of plaintiff.

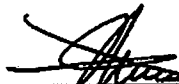
14. As a direct and proximately result of defendant's negligence and unlawful conduct,

plaintiff was caused to suffer personal injuries.

WHEREFORE, plaintiff demands judgment against the defendant in an amount in excess of One Hundred Thousand (\$100,000.00) Dollars, plus costs and disbursements incurred herein.

**MICHAEL ZHU, ESQUIRE, P.C.**

by:

  
MICHAEL ZHU, ESQUIRE (MH27500)  
Attorney for the Plaintiff  
14 Wall Street Street, 22<sup>nd</sup> Floor  
New York, NY 10005  
212-227-2245  
212-227-2265(fax)

**OF COUNSEL:**

**BARISH ♦ ROSENTHAL**  
**RUDOLPH V. DeGEORGE, II, ESQUIRE**  
Bell Atlantic Tower  
1717 Arch Street, Suite 4020  
Philadelphia, PA 19103  
215 923-8900/ fax 215 351-0593

**VERIFICATION**

I, MICHAEL ZHU, Esquire, hereby states that I am the attorney for the Plaintiff herein and verifies that the statements made in the foregoing Complaint are true and correct to the best of my knowledge, information and belief; and that this statement is made subject to the penalties relating to unsworn falsification to authorities.

Date: 6/12/07

  
MICHAEL ZHU, ESQUIRE MHZ 7500

Index No. Year RJI No. Hon.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CHRIS NEWMAN,

Plaintiff,

-against-

METRO-NORTH COMMUTER RAILROAD and JONES LANG LaSALLE

Defendants.

---

**VERIFIED COMPLAINT**

---

MICHAEL H. ZHU, ESQ.

*Attorneys for Plaintiff Chris Newman*

*Office and Post Office Address, Telephone*

14 WALL STREET, 22<sup>ND</sup> FLOOR  
NEW YORK, N.Y. 10005  
(212) 227-2245

---

To Signature (Rule 130-1.1-a)

.....  
Print name beneath

Attorney(s) for

---

Service of a copy of the within is hereby admitted.

Dated, .....  
Attorney(s) for

---

Please take notice

**NOTICE OF ENTRY**

that the within is a (*certified*) true copy of a  
duly entered in the office of the clerk of the within named court on

**NOTICE OF SETTLEMENT**

that an order  
settlement to the HON.  
of the within named court. at  
on

of which the within is a true copy will be presented for  
one of the judges

at

M

Dated.

Yours, etc.  
MICHAEL H. ZHU, ESQ.  
*Attorneys for plaintiff Chris Newman*  
*Office and Post Office Address*  
14 WALL STREET, 22<sup>ND</sup> FLOOR  
NEW YORK, N.Y. 10005

To

Attorney(s) for

**EXHIBIT B**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
CHRIS NEWMAN,

07CIV5622 SWK

Plaintiff,

-against-

**AFFIDAVIT OF  
PERSONAL SERVICE**

METRO-NORTH COMMUTER RAILROAD,  
and, JONES LANG LaSALLE

Defendants.

-----X  
STATE OF NEW YORK     )  
                              :ss.:  
COUNTY OF NEW YORK )

Milton Malave, being duly sworn, deposes and says:

I am not a party to this action, I am over 18 years of age and I reside in Brooklyn, New York.

On June 18, 2007, I hand delivered and personally served a Summons and Complaint upon the party identified below:

TO: Jones Lang LaSalle  
25 Vanderbilt Avenue  
Hall 1-A  
New York, NY 10017

by leaving a true and accurate copy thereof with

Ms. Laura Blaustein, who identified him/herself as Receptionist.

Description:    ♂ M    ☒ F

height:    5' 5"

weight:    135 lbs

age:       40-45

hair Color: Brown



Caucasian/African American/Asian/Hispanic/Indian/other Caucasian

(Signature of Server)

Milton Malave

(Print Name)

Milton Malave

Sworn to before me this  
18<sup>th</sup> day of June, 2007



Notary Public

MICHAEL H. ZHU  
Notary Public, State of New York  
No. 022H5058266  
Qualified in Queens County  
Commission Expires April 1, 19

2008

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

SOUTHERN

District of

NEW YORK

Chris Newman

SUMMONS IN A CIVIL ACTION

V.

METRO-NORTH COMMUTER RAILROAD

CASE NUMBER:

07 CIV 5622

JUDGE KRAM

TO: (Name and address of Defendant)

Jones Lang LaSalle  
25 Vanderbilt Avenue  
Hall 1-A  
New York, New York 10017

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Michael H. Zhu, Esquire, P.C.  
14 Wall Street, 22nd Floor  
New York, New York 10005

of counsel

Paul J. Riley, Esquire  
Barish Rosenthal  
Bell Atlantic Tower  
1717 Arch Street, Suite 4020  
Philadelphia, Pa 19103

LAURA BLAUERIN  
*LM*

Female  
Brown Hair  
Brown eye  
40-45  
5'5  
135  
white

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

JUN 13 2007

J. MICHAEL McMAHON

CLERK

*W. J. Quintero*

(By) DEPUTY CLERK

DATE

Index No.

Year

RJI No.

Hon.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CHRIS NEWMAN,

Plaintiff,

-against-

METRO NORTH COMMUTER RAILROAD and JONES LANG LaSALLE

Defendants.

---

**AFFIDAVIT OF PERSONAL SERVICE**

---

MICHAEL H. ZHU, ESQ.

*Attorneys for Plaintiff Chris Newman*

*Office and Post Office Address, Telephone*

14 WALL STREET, 22<sup>ND</sup> FLOOR  
NEW YORK, N.Y. 10005  
(212) 227-2245

---

To

Signature (Rule 130-1.1-a)

.....  
Print name beneath

---

Attorney(s) for

Service of a copy of the within

is hereby admitted.

Dated,

.....  
Attorney(s) for

---

Please take notice

☐ **NOTICE OF ENTRY**

that the within is a (certified) true copy of a  
duly entered in the office of the clerk of the within named court on

☐ **NOTICE OF SETTLEMENT**

that an order  
settlement to the HON.  
of the within named court. at  
on

of which the within is a true copy will be presented for  
one of the judges

at

M

Dated.

Yours, etc.

MICHAEL H. ZHU, ESQ.

*Attorneys for plaintiff Chris Newman*

*Office and Post Office Address*

14 WALL STREET, 22<sup>ND</sup> FLOOR

NEW YORK, N.Y. 10005

To

Attorney(s) for

**EXHIBIT C**

**Michael Zhu**

---

**From:** NYSD\_ECF\_Pool@nysd.uscourts.gov  
**Sent:** Tuesday, June 26, 2007 5:12 PM  
**To:** deadmail@nysd.uscourts.gov  
**Subject:** Activity in Case 1:07-cv-05622-SWK Newman v. Metro-North Commuter Railroad et al Affidavit of Service Complaints

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**U.S. District Court**

**United States District Court for the Southern District of New York**

**Notice of Electronic Filing**

The following transaction was entered by Zhu, Michael on 6/26/2007 at 5:11 PM EDT and filed on 6/26/2007

**Case Name:** Newman v. Metro-North Commuter Railroad et al

**Case Number:** 1:07-cv-5622

**Filer:** Chris Newman

**Document Number:** 3

**Docket Text:**

AFFIDAVIT OF SERVICE. Jones Lang LaSalle served on 6/18/2007, answer due 7/9/2007. Service was accepted by Laura Blaustein. Document filed by Chris Newman. (Zhu, Michael)

**1:07-cv-5622 Notice has been electronically mailed to:**

Michael H. Zhu [mzhu@mzhulaw.com](mailto:mzhu@mzhulaw.com), [mzhu@ztlawfirm.com](mailto:mzhu@ztlawfirm.com), [mzhuesq@gmail.com](mailto:mzhuesq@gmail.com)

**1:07-cv-5622 Notice has been delivered by other means to:**

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1008691343 [Date=6/26/2007] [FileNumber=3518642-0]  
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05cfde6dac926bf9c9b3711175c8113c3cecb15bdaebb99b428597ba0d1a3]]

**EXHIBIT D**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

CHRIS NEWMAN  
110 Orchard Street  
Mt. Vernon, New York 10552

*Plaintiff*

- vs -

METRO-NORTH COMMUTER  
RAILROAD  
347 Madison Avenue  
New York, NY 10017

AND

JONES LANG LaSALLE  
25 Vanderbilt Avenue  
Hall 1-A  
New York, New York 10017

*Defendant*

CIVIL ACTION

Index No. 07 CIV. 5622 (J. Kram)

**AFFIRMATION FOR  
JUDGMENT BY DEFAULT**

**Michael H. Zhu, Esq.**, an attorney admitted to practice before the United States District Court for the Southern District of New York, affirms under the penalties of perjury, as follows:

1. I am a member of Michael H. Zhu, Esq. PC, local counsel to Barish Rosenthal attorneys of record for plaintiff in the above-entitled action and I am familiar with all the facts and circumstances in this action.
2. I make this affidavit pursuant to Rule 55.1 and 55.2(a) of the Civil Rules for the Southern District of New York, in support of plaintiff's application for the entry of a default judgment against defendant, Jones Lang LaSalle ("defendant").
3. This is an action to recover damages against defendant for injuries sustained by plaintiff in an accident which occurred on July 17, 2005.
4. Jurisdiction of the subject matter of this action is based on a federal question

predicated on defendants' violation of the Federal Employers' Liability Act, 45 USCA § 51-60.

5. This action was commenced on June 14, 2007 by the filing of the Summons and Complaint (Document 1). A copy of the Summons and Complaint was served on the defendant on June 18, 2007 by personal service on Laura Blainstein by handing her a copy of same. Proof of service was filed. The defendant has not answered the Complaint and the time for the defendant to answer the Complaint has expired.

**WHEREFORE**, plaintiff requests the entry of Default and the entry of the annexed Judgment against defendant.

Dated: New York, New York  
November 14, 2007

/S  
MICHAEL ZHU, ESQUIRE



**Michael Zhu**

---

**From:** NYSD\_ECF\_Pool@nysd.uscourts.gov  
**Sent:** Wednesday, November 14, 2007 4:59 PM  
**To:** deadmail@nysd.uscourts.gov  
**Subject:** Activity in Case 1:07-cv-05622-DAB Newman v. Metro-North Commuter Railroad et al Motion for Default Judgment

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**U.S. District Court**

**United States District Court for the Southern District of New York**

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The following transaction was entered by Zhu, Michael on 11/14/2007 at 4:58 PM EST and filed on 11/14/2007

**Case Name:** Newman v. Metro-North Commuter Railroad et al

**Case Number:** 1:07-cv-5622

**Filer:** Chris Newman

**Document Number:** 11

**Docket Text:**

MOTION for Default Judgment as to *defendant Jones Lang LaSalle*. Document filed by Chris Newman.

(Attachments: # (1) Exhibit complaint# (2) Exhibit Affidavit of personal service on Jones Lang)(Zhu, Michael)

**1:07-cv-5622 Notice has been electronically mailed to:**

Ioana Wenchell [wenchell@mnr.org](mailto:wenchell@mnr.org)

Michael H. Zhu [mzhu@mzhulaw.com](mailto:mzhu@mzhulaw.com), [mzhuesq@gmail.com](mailto:mzhuesq@gmail.com)

**1:07-cv-5622 Notice has been delivered by other means to:**

Rudolph V. DeGeorge , II  
Barnish Rosenthal  
1717 Arch Street  
Philadelphia, PA 19046

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

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**Document description:**Exhibit complaint

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1008691343 [Date=11/14/2007] [FileNumber=4000587-1] [14227d2fde748f2213e0dc430de389c29e065a86941613da3a0e693095194987dd3e28a35e64fa0bb8ac6270ae0f10317cf9b5335ddf7d9e715452cc06d70f72]]

**Document description:**Exhibit Affidavit of personal service on Jones Lang

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1008691343 [Date=11/14/2007] [FileNumber=4000587-2] [3bd55c5702cdc2becae197ea4511f8380e22cfc1310a28b918d85abdca93899a009521fe0f355b92c6ad3f338c5bb1719b6e5dfe19a139ec927336168b0b03]]

**Michael Zhu**

---

**From:** NYSD\_ECF\_Pool@nysd.uscourts.gov  
**Sent:** Thursday, November 15, 2007 12:13 PM  
**To:** deadmail@nysd.uscourts.gov  
**Subject:** Activity in Case 1:07-cv-05622-DAB Newman v. Metro-North Commuter Railroad et al Affirmation in Support

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**U.S. District Court**

**United States District Court for the Southern District of New York**

**Notice of Electronic Filing**

The following transaction was entered by Zhu, Michael on 11/15/2007 at 12:12 PM EST and filed on 11/15/2007

**Case Name:** Newman v. Metro-North Commuter Railroad et al  
**Case Number:** 1:07-cv-5622  
**Filer:** Chris Newman  
**Document Number:** 14

**Docket Text:**

AFFIRMATION of Michael H. Zhu in Support. Document filed by Chris Newman. (Attachments: # (1) Exhibit Complaint# (2) Exhibit Affidavit of Service on Jones Lang LaSalle)(Zhu, Michael)

**1:07-cv-5622 Notice has been electronically mailed to:**

Ioana Wenchell [wenchell@mnr.org](mailto:wenchell@mnr.org)

Michael H. Zhu [mzhu@mzhulaw.com](mailto:mzhu@mzhulaw.com), [mzhuesq@gmail.com](mailto:mzhuesq@gmail.com)

**1:07-cv-5622 Notice has been delivered by other means to:**

Rudolph V. DeGeorge , II  
Barnish Rosenthal  
1717 Arch Street  
Philadelphia, PA 19046

The following document(s) are associated with this transaction:

**Document description:**Main Document

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1008691343 [Date=11/15/2007] [FileNumber=4003350-

0] [72c179fa7703f3207cb9031669ce9648c2dcbd246b4edea0ee876c498b067c6881f7a89af6c9bc58420b0192dec8fcffd37b290580e9a2675cb24fed9c8d665f]]

**Document description:**Exhibit Complaint

**Original filename:**n/a

**Electronic document Stamp:**

[STAMP dcecfStamp\_ID=1008691343 [Date=11/15/2007] [FileNumber=4003350-1] [4f230568d4d29e38bc7dbffc1fb17a0361ac96b03fd20622925f2ae1b5b28c09bdee6b8e7c0a4cb19c7c6902065b77a36ac0443066c54327672ad0ecd3d2ebd2]]

**Document description:**Exhibit Affidavit of Service on Jones Lang LaSalle

**Original filename:**n/a

**Electronic document Stamp:**

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**AFFIRMATION OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing NOTICE OF MOTION FOR DEFAULT JUDGMENT AGAINST DEFENDANT JONES LANG LASALLE to defendants was served by first-class mail, postage prepaid, upon:

Ioana Wenchell, Esq.  
Metro-North Commuter Railroad  
347 Madison Avenue  
New York, New York 10017

Jones Lang LaSalle,  
25 Vanderbilt Avenue  
New York, NY 10017

on this 15TH day of November, 2007.

Michael H. Zhu, Esq. PC  
Attorneys for  
Plaintiff Chris Newman

By: 

Michael H. Zhu

14 Wall Street - 22nd Floor  
New York, New York 10005-1198  
(212) 227-2245

Docket No. 06-CV-5622 DAB

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CHRIS NEWMAN,

Plaintiff,

-against-

METRO NORTH COMMUTER RAILROAD and JONES LANG LaSALLE

Defendants.

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**NOTICE OF MOTION FOR DEFAULT JUDGMENT  
AGAINST DEFENDANT JONES LANG LASALLE**

---

MICHAEL H. ZHU, ESQ.

*Attorneys for Plaintiff Chris Newman*

*Office and Post Office Address, Telephone*

14 WALL STREET, 22<sup>ND</sup> FLOOR  
NEW YORK, N.Y. 10005  
(212) 227-2245

---

To

Signature (Rule 130-1.1-a)

.....  
Print name beneath

Attorney(s) for

---

Service of a copy of the within

is hereby admitted.

Dated,

.....  
Attorney(s) for

---

Please take notice

NOTICE OF ENTRY

that the within is a (*certified*) true copy of a  
duly entered in the office of the clerk of the within named court on

NOTICE OF SETTLEMENT

that an order  
settlement to the HON.  
of the within named court, at  
on

at

M

of which the within is a true copy will be presented for  
one of the judges

Dated,

Yours, etc.  
MICHAEL H. ZHU, ESQ.  
*Attorneys for plaintiff Chris Newman*  
*Office and Post Office Address*  
14 WALL STREET, 22<sup>ND</sup> FLOOR  
NEW YORK, N.Y. 10005

To

Attorney(s) for